

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK**

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UNITED STATES OF AMERICA,

v.

07-CR-020-A  
**ORDER**

ANTWAN ROSEMOND,

Defendant.

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The Defendant is currently serving a 46-month sentence after pleading guilty to conspiring to possess with intent to distribute, and to distribute, 5 kilograms or more of cocaine, in violation of 21 U.S.C. §§ 846, 841(a)(1), and 841(b)(1)(A).<sup>1</sup> The Defendant did not appeal his conviction or sentence, nor has he filed a petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2255.

The Defendant has, however, filed a *pro se* motion for free copies his docket sheet and plea agreement. Docket No. 289. For the reasons stated below, the Defendant's motion is denied without prejudice.

**DISCUSSION**

The relief the Defendant seeks is governed by 28 U.S.C. § 2250. Section 2250 states that an indigent petitioner may be provided with free "copies of . . . documents or parts of the record on file." The statute, however, applies only "on an[] application for a writ of habeas corpus." *Id.* The Defendant, as noted, has not filed an application for a writ of habeas corpus.

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<sup>1</sup> The Defendant was originally sentenced to 58 months' imprisonment, but his sentence was later reduced pursuant to 18 U.S.C. § 3582(c)(2).

If the Defendant would like a copy of his docket sheet and/or plea agreement, he must pay the appropriate fee to the Clerk of Court. See 28 U.S.C. § 1914. The fee for copies of the electronic docket sheet is \$0.10 per page. The total cost for a copy of the docket sheet in the Defendant's case is \$1.60, and the total cost for a copy of the Defendant's plea agreement is also \$ 1.60. Payment should be forwarded to the Clerk of Court and a copy of the docket and/or plea agreement will then be mailed to the Defendant.

### **CONCLUSION**

For the reasons stated above, the Defendant's motion is **DENIED** without prejudice.

Dated: June 15, 2018  
Buffalo, New York

s/Richard J. Arcara  
HONORABLE RICHARD J. ARCARA  
UNITED STATES DISTRICT JUDGE